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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/809,859	03/26/2004	Isamu Ohshita	107156-00232	7595

7590 11/02/2005

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EXAMINER

WALFORD, NATALIE K

ART UNIT	PAPER NUMBER
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2879

DATE MAILED: 11/02/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/809,859

Applicant(s)

OHSHTA ET AL.

Examiner

Natalie K. Walford

Art Unit

2879

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 March 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,3-5,7,8,10-12 and 14 is/are rejected.
- 7) ☒ Claim(s) 2,6,9, and 13 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 March 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 3/04.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Priority

Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1, 3-5, 7-8, 10-12, and 14 are rejected under 35 U.S.C. 102(b) as being anticipated by Eida et al. (US 5,909,081).

Regarding claim 1, Eida discloses in figure 5, an organic EL display panel including a cover (item 4), which has transparency and is provided for enclosing organic EL device(s) (item 1) formed on a substrate (item 2) having a transparency, characterized in that at least non-luminescent areas of the organic EL display panel are provided with transmission vision preventing means (item 9b).

Regarding claim 3, Eida discloses the organic EL display panel according to claim 1, wherein the transmission vision preventing means is formed by providing colored layer on the cover's one surface located away from the substrate (items 9a and 9b).

Although items 9a and 9b of figure 5 are not facing away from the substrate, it is considered to be located away from the substrate.

Regarding claim 4, Eida discloses the organic EL display panel according to claim 1, wherein the transmission vision preventing means is formed by attaching colored sheet to the backside of the cover (FIG 5, items 9b), located at least in relevant portions corresponding to said non-luminescent areas.

Regarding claim 5, Eida discloses the organic EL display panel according to claim 1, wherein the transmission vision preventing means is a frame structure (FIG. 5, items 3, 9a, and 9b), at least relevant portions of which are colored (FIG. 5, item 9b), said relevant portions being close to the cover and corresponding to said luminescent areas.

Regarding claim 7, Eida discloses the organic EL display panel according to any one of claims 1 to 6, wherein the transmission vision preventing means is formed by coloring (column 21, lines 43-45) an adhesive agent (FIG. 5, item 5).

Regarding claim 8, Eida discloses in figure 5, a method of manufacturing an organic EL display panel including a cover (item 4) which has a transparency and is provided for enclosing organic EL device(s) (item 1) formed on a substrate (item 2) having a transparency, characterized in that the method involves a step of forming transmission vision preventing means (item 9b) in at least non-luminescent areas of the organic EL display panel.

Regarding claim 10, Eida discloses the method according to claim 8, wherein the transmission vision preventing means is formed by providing colored layer on the cover's one surface located away from the substrate (FIG. 5, items 9a and 9b).

Although items 9a and 9b of figure 5 are not facing away from the substrate, it is considered to be located away from the substrate.

Regarding claim 11, Eida discloses the method according to claim 8, wherein the transmission vision preventing means is formed by attaching colored sheet to the backside of the cover FIG. 5, items 9a and 9b), located at least in relevant portions corresponding to said non-luminescent areas.

Regarding claim 12, Eida discloses the method according to claim 8, wherein the transmission vision preventing means is a frame structure (FIG. 5, items 3, 9a, and 9b), at least relevant portions of which are colored (FIG. 5, item 9b), said relevant portions being close to the cover and corresponding to said non-luminescent areas.

Regarding claim 14, Eida discloses the method according to any one of claims 8 to 13, wherein the transmission vision preventing means formed by coloring (column 21, lines 43-45) an adhesive agent (FIG. 5, item 5).

Allowable Subject Matter

Claims 2, 6, 9, and 13 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The following is a statement of reasons for the indication of allowable subject matter:

Regarding claim 2, the reference of the Prior Art of record fails to teach or suggest the combination of the limitations as set forth in claim 2, specifically for the limitation of the transmission vision preventing means is formed by coloring at least relevant portions of the cover corresponding to the non-luminescent areas.

Regarding claim 6, the reference of the Prior Art of record fails to teach or suggest the combination of the limitations as set forth in claim 6, specifically for the limitation of the transmission vision preventing means is formed by coloring at least relevant portions of the substrate corresponding to the non-luminescent areas.

Regarding claim 9, the reference of the Prior Art of record fails to teach or suggest the combination of the limitations as set forth in claim 9, specifically for the limitation of the transmission vision preventing means is formed by coloring at least relevant portions of the cover corresponding to said non-luminescent areas.

Regarding claim 13, the reference of the Prior Art of record fails to teach or suggest the combination of the limitations as set forth in claim 13, specifically for the limitation of the transmission vision preventing means is formed by coloring at least relevant portions of the substrate corresponding to the non-luminescent areas.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Ishii et al. (US Pub 2001/0046579) is cited to show an organic EL display panel which is capable of reliably holding a hygroscopic agent in its sealing cap.

Ishii et al. (US Pub 2002/0000560) is cited to show an organic EL element including a light-transmitting glass substrate, and organic EL layer, a frame, a sealing cap, and an adhesive.

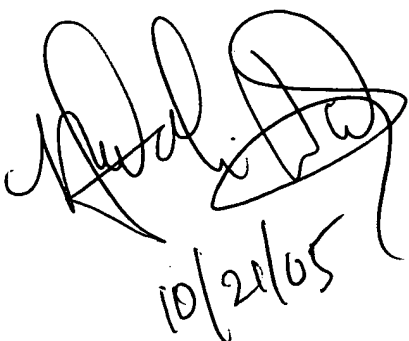
Ohata (US Pub 2003/0039859) is cited to show an organic EL display panel having an organic layer, a glass substrate, and a sealing member.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Natalie K. Walford whose telephone number is (571)-272-6012. The examiner can normally be reached on Monday-Friday, 8 AM - 4:30 PM.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nimesh Patel can be reached on (571)-272-2457. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

nkW



10/21/05



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